IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CONTEMPT PETITION NO.87 OF 2006

IN

APPEAL NO.947 OF 1998

Muhammed Nensey. ...Petitioner.

vs.

Ellahem Nensey ...Respondent.

Mr.A.Y.Bookwala i/b. M/s.Vigil Juris, for Petitioner.

Mr.Sanjay Bhatia, for Respondent.

CORAM: D.K.DESHMUKH,J.

DATED: 22nd January, 2007.

P.C.:-

1. Heard the learned Counsel appearing for petitioner and the respondent. Though, it appears that on four occasions the consent order between the parties was not obeyed by the respondent in letter, it cannot be said that the said disobedience is deliberate or willful

because admittedly on the due dates the child was having football match and therefore, access was given on the very next dates. In my opinion, it will not be appropriate to take action under the contempt of Courts act. The petition is disposed of.